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UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

TUFAMERICA, INC.,

Case No. 12 CV 3529 (AJN)

Plaintiff,

v.

MICHAEL DIAMOND, ADAM HOROVITZ,  
and ADAM YAUCH, p/k/a BEASTIE BOYS,  
UNIVERSAL MUSIC PUBLISHING, INC.,  
UNIVERSAL MUSIC PUBLISHING GROUP,  
BROOKLYN DUST MUSIC, and CAPITOL  
RECORDS, LLC,

Defendants.

**STIPULATION TO EXTEND TIME TO RESPOND TO COMPLAINT**

**WHEREAS**, the Plaintiff TufAmerica, Inc. ("Plaintiff TufAmerica") filed its Complaint in this Action on May 3, 2012.

**WHEREAS**, the Plaintiff TufAmerica served Defendant Capitol Records, LLC ("Defendant Capitol") on or about August 6, 2012, and Defendants Universal Musical Publishing Group and Universal Music Publishing Group ("Defendants Universal") on or about August 16, 2012;

**WHEREAS**, the Plaintiff TufAmerica has not yet served Defendants Michael Diamond, Adam Horovitz, the Estate of Adam Yauch and Brooklyn Dust Music ("Beastie Boys Defendants");

**WHEREAS**, counsel for Beastie Boys Defendants has advised it will consent to accept service of the Complaint and to waive its objections to untimely service under Federal Rules of Civil Procedure 4(m);

**WHEREAS**, Plaintiff TufAmerica and Defendant Capitol agreed on September 5, 2012 to stipulate to an extension of the time for Defendant Capitol to interpose an answer, move or otherwise plead in this Action from September 6, 2012 to October 8, 2012;

**WHEREAS**, Plaintiff TufAmerica agrees to complete service of all Defendants by October 5, 2012 by serving counsel for Beastie Boys Defendants;

**NOW, THEREFORE, IT IS HEREBY STIPULATED, CONSENTED TO AND AGREED** by and between the undersigned counsel for Plaintiff TufAmerica and Defendant Capitol Records, LLC, Beastie Boys Defendants, and Defendant Universal, that the time for Defendants to interpose an answer, move, or otherwise plead in the within action be extended from October 8, 2012 until and including November 12, 2012 with respect to the above-captioned matter.

Dated: October 3, 2012  
New York, New York

**SHEPPARD, MULLIN, RICHTER &  
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Records, LLC and Beastie Boys*

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*Attorney for Defendants  
Universal Music Publishing, Inc. and  
Universal Music Publishing Group*

SO ORDERED: 

  
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U.S.D.J.